



Patent Docket P2533C2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  David Botstein et al.  Serial No.: 09/723,703  Filed: November 28, 2000  For: METHODS OF DIAGNOSING TUMOR IN A MAMMAL	Group Art Unit: 1642  Examiner: L. Helms  Confirmation No: 7610  CUSTOMER NO: 09157
	EXPRESS MAIL LABEL NO.: <u>EV 351 927 123 US</u>  DATE OF DEPOSIT: <u>JULY 21, 2004</u>

**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals and Interferences from the decision dated February 5, 2004, of the Primary Examiner finally rejecting claims 1, 3, 24-29 and 31-41.

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$330 to cover the fees for this appeal and to charge the deposit account for any further fees in regard to this patent application. A duplicate copy of this Notice is enclosed for this purpose.

07/23/2004 HALI11 0000007 070630 09723703

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Respectfully submitted,

GENENTECH, INC.

Date: July 21, 2004  
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